

Cotten	Rawlings
Davis	Redditt
Head	Roberts
Hill	Small
Holbrook	Spears
Isbell	Stone
Moore	Sulak
Neal	Weinert
Newton	Winfield
Pace	Woodruff

## Nays—5

Burns	Van Zandt
Lemens	Westerfeld
Oneal	

## Absent—Excused

Nelson	Shivers
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## Adjournment

On motion of Senator Stone, the Senate, at 2:35 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

## SIXTH DAY

(Thursday, October 7, 1937)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by President Woodul.

The roll was called, and the following Senators were present:

Aikin	Pace
Beck	Rawlings
Brownlee	Redditt
Burns	Roberts
Collie	Shivers
Cotten	Small
Davis	Spears
Hill	Stone
Holbrook	Sulak
Isbell	Van Zandt
Lemens	Weinert
Moore	Westerfeld
Neal	Winfield
Newton	Woodruff
Oneal	

## Absent—Excused

Head	Nelson
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A quorum was announced present.

The invocation was offered by the Chaplain.

On motion of Senator Roberts, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with.

## Leaves of Absence Granted

Senator Nelson was granted leave of absence for today, on account of illness, on motion of Senator Oneal.

The following Senators were granted leaves of absence for today on account of important business:

Senator Shivers, on motion of Senator Beck.

Senators Redditt and Spears, on motion of Senator Pace.

Senator Head, on motion of Senator Roberts.

## Petitions and Memorials

The President laid before the Senate, and had read, a resolution in the nature of a petition requesting an appropriation by the Legislature to reimburse counties for fees paid to certain officers.

Senator Holbrook submitted a communication in the nature of a petition from Mr. R. M. Farrar, President of the Union National Bank of Houston.

## Communication From Board of Control

Senator Burns submitted the following communication from the State Board of Control, which was read to the Senate:

Austin, Texas,  
October 6, 1937.

Honorable Harry N. Graves, Member of the Legislature.

Dear Mr. Graves:

In reply to your inquiry as to the condition of Old Age Assistance Fund and the action necessary in case no additional revenue is provided for that division, may we call your attention to some of the provisions of the law and the status of the situation at this time.

Paragraph "B," Section 11 of the present Old Age Assistance law reads as follows: "Provided that if the fund is insufficient to pay all grants in full, the same shall be prorated on the amount granted to each recipient." At the present time the average budget is approximately \$14.00 which has been the scale during the past four or five months. This amount will be insufficient for the coming winter months as the cost of living, medicine, fuel, clothing as well as food will be materially increased.

The present income is approximately \$700,000 per month state money. The amount paid out each month with the present number on the rolls is \$781,000 state money. We have in the Treasury approximately \$880,000, which must be retained as a revolving fund because the Federal authorities require the State Treasurer to certify each month that we have in the Treasury an amount equal to Federal funds, therefore, you can see that this amount will be dissipated at the rate of \$100,000 per month and in two or three months the amount in the Treasury will be below the amount of Federal funds required to match the \$781,000. This will necessitate another severe reduction in the budget.

May we call your attention to the further fact that there are outstanding warrants in the amount of approximately \$1,627,000 that must be paid between now and January 1 and when that payment is made it will completely wipe out the present revolving fund and take the income for at least two months, which will compel the Board to discontinue old age assistance for a period of two or three months beginning November 1, 1937, and payment could not be resumed until January or February of next year.

The Board members have appeared before the Senate Investigating Committee and advised them fully with reference to this matter and we have undertaken to give this information to the Legislature and the public through the press. It is imperative that additional funds of at least three and a half million dollars be provided for the rest of this fiscal year in order that we may keep up the present budget and ease load and to pay the \$1,627,000 indebtedness.

May we advise you further that the Board and the staff have done everything that they could to properly classify those now on the rolls to see that only those eligible under the present law be granted assistance. We have invoked economy in the operation of this system. We are giving you this information frankly and fully with the hope that the Legislature may see the true condition of the Old Age Assistance Fund.

If there is any further information necessary or desired, it will be our pleasure to furnish it.

With best wishes, we are

Yours very truly,

STATE BOARD OF CONTROL.

#### Message From the House

A Clerk from the House was recognized to present the following message:

Hall of the House of Representatives,  
Austin, Texas, October 6, 1937.

Hon. Walter F. Woodul, President  
of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 31, A bill to be entitled "An Act providing the time when mourning doves and white-winged doves may be shot in this State, fixing the bag limit and possession limit of same, fixing the hours for shooting and making regulations for shotguns that may be used for shooting migratory birds and other game birds, providing a penalty for the violation of any such regulations; repealing all laws in conflict with any Section of this Act; providing that Sections 1, 2 and 3 of this Act shall be effective only during the year 1937; providing that on and after January 1st, 1938, it shall be the duty of the Game, Fish and Oyster Commission to make adequate investigation of the mourning dove and white-winged dove supply and upon the basis of such findings to issue proclamations permitting and regulating the taking of such birds; providing that it shall be unlawful to take any mourning dove or white-winged dove except in accordance with the regulations issued by the Game, Fish and Oyster Commission; providing a penalty for violations of this Act or for violation of any regulation issued hereunder; providing a rule for construction, and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

#### House Bill No. 31 on First Reading

H. B. No. 31, received from the House today, was laid before the Senate, read first time and referred to the Committee on Game and Fish.

#### Senate Resolution No. 11

Senator Burns offered the following resolution:

Whereas, The price of cotton is now lower than it has been in four (4)

years, and is approaching the low price established in the depth of the depressions; and

Whereas, The prices of manufactured products which a cotton farmer has to buy are, in many instances, still increasing in price, and in practically all instances are relatively much higher than the prevailing price for cotton; and

Whereas, The United States Government has recently inaugurated a cotton loan policy upon the 1937 crop, which is much needed, but which, in many details, is very difficult of operation; and

Whereas, Said loan policy contains contingent provisions wherein the farmer is bound to observe and put into effect a so-called cotton program for the year 1938, which program has not yet been formulated, and about which nothing definite can be determined until the Congress of the United States shall meet and take final action; and

Whereas, We deem it to be very desirable that this so-called program for 1938, and succeeding years should be formulated and set up at the earliest possible date, in order that farm operations may be properly planned and set in motion to comply with the said program, and in order that those farmers who desire to take advantage of the loan policy established for the 1937 crop may know the conditions under which they will be bound to operate in 1938; and

Whereas, Unless a special session of Congress is called, there is a definite possibility and even probability that this 1938 farm program will not be outlined and formulated until 1938 farm operations are, or should be, well under way, thus causing serious inconvenience and delay to actual farm operators; and

Whereas, The formulation of a permanent farm program, in our judgment, one of the most important matters to come before the American Congress in many decades; now, therefore, be it

Resolved by the Senate of Texas, Do hereby respectfully but urgently request the President of the United States, the Honorable Franklin D. Roosevelt, to call a special session of the United States Congress at the very earliest practicable date, not later than November 1, 1937, in order that permanent farm legislation may be enacted and a solution of the many intricate and vexing problems con-

nected with agriculture be attempted; and be it further

Resolved, That a copy of this Resolution be officially transmitted to the President of the United States immediately upon the signing thereof by the Lieutenant Governor of Texas.

The resolution was read, and was transmitted to the President's table.

#### Reports of Standing Committees

Senator Weinert submitted the following report of the Committee on Game and Fish:

Austin, Texas,  
October 7, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 31, A bill to be entitled "An Act providing the time when mourning doves and white-winged doves may be shot in this State; making certain exceptions; fixing the bag limit and possession limit of same; fixing the hours for shooting and making regulations for shotguns that may be used for shooting migratory birds and other game birds; providing a penalty for the violation of any such regulations; repealing all laws in conflict with any section of this Act; and declaring an emergency,"

Have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Senator Davis submitted the following report of the Committee on Agriculture:

October 7, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Agriculture, to whom was referred

H. C. R. No. 18, to-wit: "Urging President Roosevelt to call a special session of Congress for the purpose of enacting permanent farm legislation," etc.,

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass and be not printed.

Respectfully,  
DAVIS, Chairman.

**Senate Bill No. 3 on First Reading**

Senator Woodruff presented, for introduction at this time, the following bill:

A bill to be entitled "An Act making certain appropriations for the support and maintenance of the executive departments and agencies of the State government for the two-year period beginning Sept. 1, 1937, and ending August 31, 1939, and for other purposes and amending Senate Bill No. 138, Acts of the Forty-fifth Legislature, Regular Session, and declaring an emergency."

The President ruled that the bill relates to a subject not submitted by the Governor for consideration at this session of the Legislature and that the bill may not be introduced at this time.

Senator Woodruff appealed from the ruling of the President.

Senator Holbrook was called to the Chair pending the appeal.

Question—Shall the ruling of the President be sustained?

The roll was called, and the Senate refused to sustain the ruling of the President by the following vote:

**Yeas—8**

Burns	Lemens
Cotten	Oneal
Hill	Pace
Isbell	Westerfeld

**Nays—18**

Aikin	Rawlings
Beck	Roberts
Brownlee	Small
Collie	Stone
Davis	Sulak
Holbrook	Van Zandt
Moore	Weinert
Neal	Winfield
Newton	Woodruff

**Absent—Excused**

Head	Shivers
Nelson	Spears
Redditt	

(President in the Chair.)

The following bill then was introduced, read first time, and referred to the Committee on Finance:

By Senator Woodruff:  
S. B. No. 3, A bill to be entitled  
"An Act making certain appropria-

tions for the support and maintenance of the executive departments and agencies of the State Government for the two-year period beginning August 31, 1937, and for other purposes, and amending Senate Bill No. 138, Acts of the Forty-fifth Legislature, Regular Session, and declaring an emergency."

**House Bill No. 31 on Second Reading**

Senator Weinert moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 31 be placed on its second reading and passage to third reading.

The motion prevailed by the following vote:

**Yeas—26**

Aikin	Newton
Beck	Oneal
Brownlee	Pace
Burns	Rawlings
Collie	Roberts
Cotten	Small
Davis	Stone
Hill	Sulak
Holbrook	Van Zandt
Isbell	Weinert
Lemens	Westerfeld
Moore	Winfield
Neal	Woodruff

**Absent—Excused**

Head	Shivers
Nelson	Spears
Redditt	

The President then laid the bill before the Senate.

On motion of Senator Weinert and by unanimous consent, Senate Rules Nos. 31a and 48 were suspended severally, to permit consideration of the bill at this time.

The bill was read second time.

Senator Van Zandt offered the following amendment to the bill:

Amend H. B. 31 by striking out of Sec. 1 all of the first sentence and insert in lieu thereof the following: "In the north zone of the State of Texas, as heretofore defined by law, during the period beginning September 1st to October 31st, both inclusive."

VAN ZANDT,  
ONEAL.

The amendment was adopted.

## Record of Vote

Senator Moore asked to be recorded as voting nay on the amendment.

The bill then was passed to third reading.

## House Bill No. 31 on Third Reading

Senator Weinert moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 1 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—26

Aikin	Newton
Beck	Oneal
Brownlee	Pace
Burns	Rawlings
Collie	Roberts
Cotten	Small
Davis	Stone
Hill	Sulak
Holbrook	Van Zandt
Isbell	Weinert
Lemens	Westerfeld
Moore	Winfield
Neal	Woodruff

## Absent—Excused

Head	Shivers
Nelson	Spears
Redditt	

The President then laid the bill before the Senate, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—25

Beck	Oneal
Brownlee	Pace
Burns	Rawlings
Collie	Roberts
Cotten	Small
Davis	Stone
Hill	Sulak
Holbrook	Van Zandt
Isbell	Weinert
Lemens	Westerfeld
Moore	Winfield
Neal	Woodruff
Newton	

## Nays—1

Aikin	
Absent—Excused	
Head	Shivers
Nelson	Spears
Redditt	

## Senate Resolution No. 12

Senator Hill, by unanimous consent, offered the following resolution:

Whereas, It is reported that a considerable number of personal loan companies are operating in Austin in flagrant disregard of the State law against usury, charging borrowers more than one hundred per cent, and in some instances more than three hundred per cent, for small loans; and

Whereas, It has been publicly charged that some or all of these companies are preying upon State employees; and

Whereas, The most potent weapon employed by evaders of the law against usury is an appeal to fear on the part of their debtors that dealings with them will be made known to the debtors employers; and

Whereas, The continued spread of usurious money lending in this city is a menace to the welfare and efficiency of the State's employed personnel; now, therefore, be it

Resolved by the Senate of the Forty-fifth Legislature of Texas, That the heads of all State departments and agencies are hereby called upon to investigate the extent to which their employes have been and are being victimized by usurious money lenders and to make a report to this body upon their findings, and be it further

Resolved, That the department heads are requested, in making their inquiries, to assure their employes that none of them will be discharged for falling into the hands of the loan sharks or failing to pay usurious interest and that the inquiries are prompted by a desire to aid and protect the State's employees and none of them will be embarrassed by the disclosure of their dealings with the loan sharks.

The resolution was read.

Senator Lemens moved that the resolution be referred to the Committee on State Institutions and Departments.

Senator Hill moved to table the motion to refer.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

## Yeas—10

Aikin	Hill
Beck	Isbell
Burns	Moore
Collie	Pace
Cotten	Sulak

**Nays—14**

Brownlee	Roberts
Davis	Small
Holbrook	Stone
Lemens	Van Zandt
Neal	Weinert
Newton	Winfield
Rawlings	Woodruff

**Present—Not Voting**

Oneal

**Absent**

Westerfeld

**Absent—Excused**

Head	Shivers
Nelson	Spears
Redditt	

Question recurring on the motion to refer, yeas and nays were demanded.

The roll was called on the motion, and the vote was announced, yeas 12, nays 12.

The President voted "nay," and the motion was lost by the following vote:

**Yeas—12**

Brownlee	Roberts
Davis	Small
Holbrook	Stone
Lemens	Van Zandt
Newton	Winfield
Rawlings	Woodruff

**Nays—13**

Mr. President	Isbell
Aikin	Moore
Beck	Oneal
Burns	Pace
Collie	Sulak
Cotten	Weinert
Hill	

**Present—Not Voting**

Neal

**Absent**

Westerfeld

**Absent—Excused**

Head	Shivers
Nelson	Spears
Redditt	

The resolution then was adopted.

**House Concurrent Resolution No. 18**

On request of Senator Oneal, the President laid before the Senate the following resolution:

H. C. R. No. 18, Urging President Roosevelt to call a special session of Congress for the purpose of enacting permanent farm legislation.

By unanimous consent, the resolution was considered at this time; and it was adopted.

**Bill Ordered Printed**

Senator Lemens moved that an advance printing of Senate Bill No. 3 be ordered, in case printed copies of the bill are not already available.

The motion prevailed.

**Senate Concurrent Resolution No. 3**

Senator Collie offered the following resolution:

Whereas, A Constitutional Amendment has been adopted by majority of the voters of Texas participating in the election August of this year, which authorizes the Legislature to enact suitable statutes and to raise revenue for the care of destitute and dependent children and the needy blind in this State; and

Whereas, The Governor of Texas has called this, the Second Extraordinary Session of the Forty-fifth Legislature, for the purpose of levying taxes and raising revenue for this worthy undertaking; and

Whereas, This Legislature is of the opinion that it would be both prudent and wise to first have information and data as to the number of such applicants for these grants and those actually eligible, after classification, in order to determine the probable costs and benefits under this program before legislation is enacted providing for this program of social security; and

Whereas, it is believed much expense and time can be saved by placing the duty of assembling this information and data in the Board of Control through the executive director and investigators in the regional offices of the Old Age Assistance Commission; and

Whereas, It is believed to be wise and most practicable for the Board of Control and the Executive Director of Old Age Assistance to make a survey of the State immediately by means of the preparation and distribution of questionnaires and applications for the blind and destitute and dependent children's grants; and

Whereas, It is believed after this

information and data has been returned and tabulated by the Board of Control, it would greatly aid this Legislature in predetermining the probable costs and benefits before legislation is passed setting up these administrations, and that it then would be possible to merge and coordinate the new functions with old age assistance; now, therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That the Board of Control be authorized and directed to prepare immediately proper questionnaires and applications for grants to the destitute and dependent children and the needy blind, and that the Board give instructions to the Executive Director and the various investigators now employed to assist all applicants with the filing of their applications, and return them as quickly as possible to the Board of Control, whereupon, the Board shall then make available all such information to the Legislature.

COLLIE,  
STONE,  
HOLBROOK,  
WEINERT.

The resolution was read, and was referred by the President to the Committee on Finance.

#### Report of Standing Committee

Senator Cotten, by unanimous consent, submitted the following report:

Austin, Texas,  
October 7, 1937.

Hon. Walter Woodul, President of the Senate.

Sir: We, your Committee on Education, to whom was referred

S. B. No. 2, a bill to be entitled "An Act authorizing cities or towns in this State of a population of not less than 15,100 or more than 15,250, according to the last preceding Federal census, such cities having exclusive control of the schools within its limits, to hold elections for the purpose of applying bond monies already dedicated to public improvements to purposes other than those for which the bond election was authorized or to repurchase and cancel such bonds. Provided that such money may, in the discretion of the governing body, be used for any purpose determined by

an election of tax paying voters, and declaring an emergency."

Have had same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass, and be not printed.

COTTEN, Chairman.

#### Senate Bill No. 2 on Second Reading

On motion of Senator Cotten, and by unanimous consent, the regular order of business was suspended, to take up S. B. No. 2 and have it placed on its second reading and passage to engrossment.

On motion of Senator Cotten, and by unanimous consent, Senate Rules Nos. 31a and 48 were suspended severally, to permit consideration of the bill at this time.

The President then laid the bill before the Senate, it was read second time and was passed to engrossment.

#### Senate Bill No. 2 on Third Reading

Senator Cotten moved that the constitutional rule, requiring bills to be read on three several days, be suspended and that S. B. No. 2 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—25

Aikin	Nelson
Beck	Oneal
Brownlee	Pace
Burns	Rawlings
Collie	Roberts
Cotten	Small
Davis	Sulak
Hill	Van Zandt
Holbrook	Weinert
Isbell	Westerfeld
Lemens	Winfield
Moore	Woodruff
Neal	

#### Absent

Stone

#### Absent—Excused

Head	Shivers
Newton	Spears
Redditt	

The President then laid the bill before the Senate, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—25

Aikin	Newton
Beck	Oneal
Brownlee	Pace
Burns	Rawlings
Collie	Roberts
Cotten	Small
Davis	Sulak
Hill	Van Zandt
Holbrook	Weinert
Isbell	Westerfeld
Lemens	Winfield
Moore	Woodruff
Neal	

## Absent

Stone

## Absent—Excused

Head	Shivers
Nelson	Spears
Redditt	

## Senate Resolution No. 7

Senator Burns called from the President's table, for further consideration at this time, the following resolution, which was tabled subject to call on yesterday:

S. R. No. 7, Relating to venue of suits to which the State is a party involving land titles.

The President laid the resolution before the Senate.

Question—Shall the resolution (as amended) be adopted?

Senator Small offered the following substitute for the resolution:

Whereas, After the discovery of oil in Polk County many vacancy hunters rushed into this section and began surveying on and across all lands in proximity to the discovery wells, with the hope of finding some property upon which a lease could be obtained; and

Whereas, A league of land conveyed to one Andreas Morales by the Mexican Government on August 30, 1835, and considered to be the center of the pool of oil in this new field, has been selected as the best prospect for recovery by the vacancy hunters, because the lapse of more than one hundred years has effaced much of the evidence upon which the land was located, notwithstanding the fact that the Land Office map of Polk County has for more than ninety-five years given a definite location to this survey which has been held and claimed in good faith by the record owners

and their predecessors who have felt secure in the ownership of said property; and

Whereas, Applications for drilling permits have been filed with the Land Office by various and sundry people who claim the land to be vacant and who have induced the filing of a suit in the District Court of Travis County, Texas, against approximately two hundred citizens of Polk County to determine whether such vacancy exists; and

Whereas, This suit, which involves the asserted rights of these citizens and disturbs and clouds the title to a large amount of land, will make it necessary for the numerous defendants to come to Austin and incur expenses that will be burdensome and oppressive and will necessarily tend to destroy the faith and confidence the good citizens should have in the integrity of public officials, and will create doubt in the minds of property owners as to the disposition of the State to deal fairly with people who have acted in utmost good faith; and

Whereas, The District Court of Polk County has concurrent jurisdiction in this controversy and it is thought that there is no substantial reason for denying these defendants of the right to litigate their claims in the court of their domicile and residence; therefore, be it

Resolved by the Senate of Texas, That we respectfully request the Attorney General of this State to litigate this controversy in the District Court of Polk County, inasmuch as the trial of the case in Travis County will greatly increase the expense, inconvenience and annoyance to the people and will serve no substantial interest of the State in a controversy that will in the last analysis turn on a proposition of law rather than issues of fact; and be it further

Resolved by the Senate of Texas, That a copy of this resolution be furnished the Attorney General of the State of Texas and to the counsel for the defendants in the above mentioned cause.

Senator Holbrook offered the following amendment to the substitute:

Amend the substitute by adding "Chambers County and Matagorda County" after the words "Polk County," wherever they occur in the substitute.

Question—Shall the amendment be adopted?

**Adjournment**

Senator Van Zandt moved that the Senate adjourn until 10:00 o'clock a. m. next Monday, October 11, 1937.

The motion prevailed, and the Senate, accordingly, at 12:40 o'clock p. m., adjourned until 10:00 o'clock a. m. next Monday, October 11, 1937.

**APPENDIX****Reports of Standing Committees**

October 4, 1937.

Hon. Walter F. Woodul, President of the Senate.

Dear Sir: We, your Committee on Engrossed Bills, beg to report we have carefully examined and compared S. B. No. 1, and find same correctly engrossed.

ROBERTS, Chairman.

October 6, 1937.

Hon. Walter F. Woodul, President of the Senate.

Dear Sir: We, your Committee on Enrolled Bills, beg to report we have carefully examined, compared and read S. C. R. 2, and find same correctly enrolled.

WESTERFELD, Chairman.

**Reasons for Vote**

I voted "nay" on the passage of Senate Resolution No. 8 for, among other reasons, the following:

The resolution in the form in which it was introduced is so general in its nature that it would bind no Senator to any definite action.

A similar resolution was passed by the Senate in the called session in September, 1931, after the Legislature had passed the general appropriation bills in the regular session in the spring of 1931. That resolution asked the then Governor to re-submit the matter of appropriations so that the appropriations made in the spring could be reduced. Notwithstanding the fact that the Governor submitted the question and the bills were introduced and notwithstanding the fact that fifteen Senators, a majority of

those present, voted by recorded votes to ask the submission of the appropriation bills, not only were no bills passed by the Senate reducing the general appropriation bills, but the bills could not even be got out on a majority report from the Senate Committee to which they were referred, nor could those supporting the bills get them printed on a minority report in the Senate for their consideration on the floor of the Senate. I did not consider that this general resolution would be held by the Senators any more binding on them now than did the Senators in 1931 hold the resolution they had passed binding.

If the Burns Amendment had been adopted, the resolution would have carried along with it specific information as to what the authors of the resolution had in mind in the way of making reductions on the general appropriation bills and would have given the Governor some information as to what the Senate agreed to do. If the amendment had been adopted, I would have voted for the resolution.

But when the supporters of the resolution showed evidence of a strong determination not to permit amendments to be put on the resolution making it specific in any respect and showed this determination by moving the previous question on the bill and ordering the previous question thereby cutting off the opportunity to offer further amendments and cutting off further argument on the resolution, I was convinced that the resolution was a mere political gesture. In as much as the Senate had no other business to attend to and no committees to meet there was no reason for limiting the debate on this resolution or limiting the opportunity to offer and consider amendments to it by ordering the previous question.

I favor reduction in the appropriation but when the Governor is asked to submit that question, I am of the opinion that there should be something definite in the request to the Governor as to what reductions the Senate is pledged to make.

ONEAL.

[Note—The vote on the passage of S. R. No. 8, referred to in the foregoing statement, is shown on pages 56 and 57 of the Journal.]

**In Memory of**  
**Mr. R. J. Cowley**

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Senator Lemens, by unanimous consent, offered the following resolution:

**Senate Resolution No. 13**

Whereas, The Almighty in His Infinite Wisdom has seen fit to call from his earthly labors Mr. R. J. Cowley, of Hillsboro, father of former Representative Dero D. Cowley, and

Whereas, The members of the Senate of Texas feel the irreparable loss of this outstanding citizen; now, therefore be it

Resolved by the Senate of the State of Texas, That we extend our deepest sympathy to the bereaved family and friends of Mr. R. J. Cowley; and be it further

Resolved, That flowers be sent to the funeral of Mr. R. J. Cowley, such flowers bearing the card of the Senate of Texas; and be it further

Resolved, That a copy of this resolution be transmitted by the Secretary of the Senate to the family of this great citizen.

**LEMENS,  
AIKIN.**

(Signed) Woodul, Lieutenant Governor; Beck, Brownlee, Burns, Collie, Cotten, Davis, Head, Hill, Holbrook, Isbell, Moore, Neal, Nelson, Newton, Oneal, Pace, Rawlings, Redditt, Roberts, Shivers, Small, Spears, Stone, Sulak, Van Zandt, Weinert, Westerfeld, Winfield, Woodruff.

The resolution was read.

On motion of Senator Cotten, the names of all Senators and the Lieutenant Governor were added to the resolution as signers thereof.

The resolution was adopted unanimously.